

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
BROOKLYN DIVISION

IN RE: REQUEST FOR JUDICIAL
ASSISTANCE FROM THE FOURTEENTH
FAMILY COURT IN ANKARA, TÜRKİYE
IN THE MATTER OF NACIYE KÖKSAL v.
EROL KÖKSAL

CASE NO.

MISC 23 - 0321

DECLARATION OF ATTORNEY KRYSTA M. STANFORD GUJARATI, J.

I, Krysta M. Stanford, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am a Trial Attorney at the U.S. Department of Justice, Civil Division, Office of Foreign Litigation. I make this declaration upon information and belief based upon the attached exhibits and communications received from the Fourteenth Family Court in Ankara, Türkiye (“Turkish Court”). I make this declaration in support of the Government’s request, pursuant to 28 U.S.C. § 1782(a),¹ for an Order appointing me Commissioner for the purpose of obtaining testimony from Fikret Köksal.

¹ Section 1782(a) provides, in pertinent part, as follows:

The district court of the district in which a person resides or is found may order him to give his testimony or statement or to produce a document or other thing for use in a proceeding in a foreign or international tribunal, including criminal investigations conducted before formal accusation. The order may be made pursuant to a letter rogatory issued, or request made, by a foreign or international tribunal or upon the application of any interested person and may direct that the testimony or statement be given, or the document or other thing be produced, before a person appointed by the court. By virtue of his appointment, the person appointed has power to administer any necessary oath and take the testimony or statement. The order may prescribe the practice and procedure, which may be in whole or part the practice and procedure of the foreign country or the international tribunal, for taking the testimony or statement or producing the document or other thing. To the extent that the order does not prescribe otherwise, the testimony or statement shall be taken, and the document or other thing produced, in accordance with the Federal Rules of Civil Procedure.

2. In connection with a judicial proceeding in the Turkish Court, captioned *Naciye Köksal v. Erol Köksal*, Foreign Reference Number 2019/623, the Turkish Court issued a Letter of Request seeking information from Fikret Köksal. A true and correct copy of the Letter of Request received from the Turkish Court is attached as Exhibit A.

3. The specific information requested by the Turkish Court is reflected in a subpoena addressed to Fikret Köksal, which the United States intends to serve (in substantially similar format) upon my appointment as Commissioner. A copy of the proposed subpoena is attached as Exhibit B.

4. To date, the witness has refused to respond to multiple packages sent by Federal Express to his residence. He signed for three packages at his residence and indicated in a phone call after receipt of the first package that he would return his responses. However, he did not send any responses to the three packages delivered to his residence. *See* Exhibits C-1, C-2, C-3.

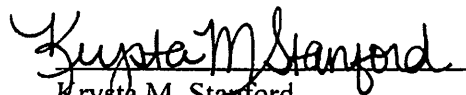
5. In order to assist the Turkish Court in obtaining the requested information, I respectfully request that this Court enter the proposed Order attached to the Application appointing me Commissioner.

No previous application for the relief sought herein has been made.

I declare under penalty of perjury that the foregoing is true and correct.

WHEREFORE, the United States respectfully requests that this Court enter the attached Order.

Dated: Washington, D.C.
February 1, 2023


Krysta M. Stanford
Trial Attorney